

2008-184A

Margaret M. Fox

April 1, 2010

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via Hand Delivery

Ms. Jocelyn Boyd
Interim Chief Clerk and Administrator
South Carolina Public Service Commission
Synergy Business Park, The Saluda Building
101 Executive Center Drive
Columbia, South Carolina 29210

**RE: Annual Report of Home Telephone Company, Inc.
Calendar Year Ending 2009**

Dear Ms. Boyd:

Please find attached on behalf of Home Telephone Company, Inc., an Annual Report for calendar year ending 2009. We are filing herewith a written motion requesting confidential treatment of certain information contained within the Annual Report and, therefore, have enclosed both a public and proprietary (sealed) version of the Report in accordance with the Commission's practice governing designation of confidential information.

Pursuant to Commission Rule 103-612(1) and Section 58-4-55(C) of the South Carolina Code of Laws, we are also providing the Office of Regulatory Staff with a copy of the full report subject to confidential and proprietary treatment, with the pages stamped accordingly.

If you have any questions or need further information, please do not hesitate to contact me.

Sincerely,

for Sue Ann D. Shaw
Margaret M. Fox
MMF:ss

Enclosures

McNair Law Firm, P. A.
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Columbia, SC 29201

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Columbia, SC 29211

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cc: Mr. C. Dukes Scott, Office of Regulatory Staff
Mr. Denny Thompson

**BEFORE
THE PUBLIC SERVICE COMMISSION
OF
SOUTH CAROLINA**

MOTION REQUESTING THAT MATERIALS BE TREATED AS CONFIDENTIAL

Home Telephone Company, Inc. ("Home") respectfully requests that the South Carolina Public Service Commission ("the Commission") treat certain materials accompanying this motion as confidential. This motion is made on the following grounds:

1. Home is filing with this Motion both public and proprietary (sealed) versions of its Annual Report for calendar year ending 2009.

2. Pursuant to Commission Regulation 103-612(1), a copy of the annual report must be provided to the Office of Regulatory Staff ("ORS"). Pursuant to Section 58-4-55(C) of the South Carolina Code of Laws, utilities that provide ORS with copies of or access to documents or information that is not part of a contested proceeding may designate certain information as confidential or proprietary if there is a good faith belief that the information is entitled to protection from public disclosure under the South Carolina Rules of Civil Procedure or any provision of South Carolina or federal law. Moreover, Commission Regulations provide that a "public record" does not include anything specifically exempted by statute or Commission order. S.C. Code Regs. 103-804(S)(2).

3. The accompanying information designated as "Confidential" in the attached Annual Report is commercially-sensitive and proprietary business information that should be exempt from public disclosure. It contains proprietary business information relating directly to Home's financial operations and falls within the definition of materials which may be exempted from disclosure. As a privately-held company, Home does not make this information available to the public. Moreover,

Home is governed under alternative regulation provisions. Confidential treatment of the financial documents is consistent with the Commission's prior rulings and prior treatment of similar information.

4. Disclosure of such commercially-sensitive information would be harmful in light of the more competitive telecommunications environment and, therefore, it is not appropriate to make this information publicly available. Access to this information could give actual and potential competitors an unfair competitive advantage.

5. In accordance with the Commission's guidelines, as set out in Commission Order No. 2005-226, "Order Requiring Designation of Confidential Materials," Home has submitted a proprietary, un-redacted copy in a sealed envelope with each page marked "Confidential" in red ink, as well as a publicly-available copy with the confidential information redacted.

WHEREFORE, Home Telephone Company, Inc., respectfully requests that the Commission treat the accompanying materials as confidential.

Respectfully submitted,

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By: 

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COMPANY, INC.

April 1, 2010
Columbia, South Carolina.